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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		<b>Attorney Docket No.</b> 9868/0M893US0 <b>First Inventor</b> Shiro Majima <b>Title</b> GAME MACHINE <b>Express Mail Label No.</b> <u>EW 306629185-us</u>	
<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents.</small>		<b>ADDRESS TO:</b> MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <small>(Submit an original, and a duplicate for fee processing)</small> 2. <input type="checkbox"/> Applicant claims small entity status. <small>See 37 CFR 1.27.</small> 3. <input checked="" type="checkbox"/> Specification <span style="float: right;">[Total Pages <u>41</u>]</span> <small>(preferred arrangement set forth below)</small> <ul style="list-style-type: none"> <li>- Descriptive title of the invention</li> <li>- Cross Reference to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference to sequence listing, a table, or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings (if filed)</li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <span style="float: right;">[Total Sheets <u>7</u>]</span> 5. Oath or Declaration <span style="float: right;">[Total Sheets <u>3</u>]</span> a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <small>(for continuation/divisional with Box 18 completed)</small> i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</small> 6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statements verifying identity of above copies <b>ACCOMPANYING APPLICATION PARTS</b> 9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS) PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. <input checked="" type="checkbox"/> Other: <span style="border: 1px solid black; padding: 2px;">Certificate of Express Mailing Under 37 CFR 1.10; Petition to accompany the Declaration; Check in the amount of \$1,766.00</span>	
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: _____ Prior application information: Examiner _____ Art Unit: _____ <b>For CONTINUATION OR DIVISIONAL APPS only:</b> The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.			
<b>19. CORRESPONDENCE ADDRESS</b>			
<input checked="" type="checkbox"/> Customer Number: <u>07278</u> OR <input type="checkbox"/> Correspondence address below			
Name		DARBY & DARBY P.C. Joseph R. Robinson	
Address		P.O. Box 5257	
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Zip Code	10150-5257	Telephone	(212) 527-7700
Country	US	Fax	(212) 753-6237
Name (Print/Type)		Joseph R. Robinson	
Registration No. (Attorney/Agent)		33,448 <u>147522</u>	
Signature		Date	
<i>Joseph R. Robinson</i>		September 9, 2003	

22264 U.S. PTO

10/658086



# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 1,766.00

## Complete if Known

Application Number Not Yet Assigned

Filing Date Concurrently Herewith

First Named Inventor Shiro Majima

Examiner Name Not Yet Assigned

Art Unit N/A

Attorney Docket No. 9868/0M893US0

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number 04-0100

Deposit Account Name Darby & Darby P.C.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	750.00
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ ) 750.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
53	-20** = 33	x 18.00	= 594.00
Independent Claims	6	-3** = 3	x 84.00 = 252.00
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 846.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	130.00
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	40.00
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 170.00

## SUBMITTED BY

Name (Print/Type) Joseph R. Robinson

Registration No. (Attorney/Agent)

33,448 / 47,522

(Complete if applicable)

Telephone (212) 527-7783

Signature

*Joseph R. Robinson*

Date

September 9, 2003

Express Mail Label No.

Dated: 9-9-03

Ev 306629185-US

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 306629185-US in an envelope addressed to:

MS Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on September 9, 2003  
Date



Signature



Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Certificate of Express Mailing Under 37 CFR 1.19 (1 pg)  
Utility Patent Application Transmittal (1 pg)  
Fee Transmittal (1 pg)  
Application Data Sheet (2 pp)  
Specification (41 pp) incl. Claims (12 pp); Abstract (1 pg)  
Drawings (Fig. 1-6; 7 sheets)  
Petition to Accompany Declaration (3 pp)  
Executed Declaration and Power of Attorney (3 pp)  
Recordation Form Cover Sheet (1 pg) w/Assignment (2 pp)  
Claim for Priority and Submission of Documents (1 pg) w/one document  
Information Disclosure Statement (3 pp); Form PTO/SB/08A (1 pg) w/6 documents  
Check No. 2538 in the amount of \$1,766.00  
Return Postcard

EXPRESS MAIL CERTIFICATE

Date \_\_\_\_\_ Label  
No. \_\_\_\_\_

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

Name (Print) \_\_\_\_\_

Signature \_\_\_\_\_

Customer No.: 07278

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR  
CREDIT ANY EXCESS IN THE FEES DUE WITH THIS  
DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

EXPRESS MAIL CERTIFICATE

Date 9-9-03 Label No. EV306629185-25

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

D. Davis  
Name (Print)

[Signature]  
Signature

Docket No.: 09868/000M893-USO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shiro MAJIMA; Keiri YOSHIOKA

Serial No.: Not Yet Known

Art Unit: Not Yet Known

Confirmation No.:

Filed: Concurrently Herewith

Examiner: Not Yet Known

For: GAME MACHINE

PETITION TO WAIVE THE SIGNATURE OF A NON-SIGNING INVENTOR

MAIL STOP Petition  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This Petition is being submitted pursuant to 37 C.F.R. § 1.47 to file the application. This Petition is submitted pursuant to 37 C.F.R. § 1.47 to waive the requirement for the signature of one inventor, Keiri Yoshioka, on the Declaration.

There are two joint inventors in the above-identified application: Shiro Majima and Keiri Yoshioka. Mr. Majima is the only available joint inventor and has signed the Declaration on behalf of himself and Mr. Yoshioka, the nonsigning inventor, per 37 C.F.R. § 1.47(a). The signature block of Mr. Yoshioka has been left blank. The Declaration should therefore be treated as having been signed by all available joint inventors on behalf of the nonsigning inventor.

Mr. Yoshioka cannot be reached or refuses to execute the Declaration. It is concluded by the 37 C.F.R. § 1.47(a) applicant that the present whereabouts of Mr. Yoshioka cannot be determined.

Upon information and belief, Mr. Yoshioka retired from his employment with the Assignee of the above-referenced application, Konami Corporation, prior to July 31, 2003.

Upon information and belief, the Assignee mailed a copy of the Declaration and Assignment for the present application the last known address of Mr. Yoshioka on July 31, 2003. The Assignee did not receive a reply as of August 22, 2003.

Upon information and belief, the Assignee placed two telephone calls, one on August 21, 2003, and the other on August 22, 2003, to Mr. Yoshioka's last known telephone number and the Assignee did not receive an answer.

The last known address of Mr. Yoshioka is:


1313-5 Kozono  
Ayase-city, Kanagawa-Ken  
JAPAN

This petition is accompanied by the \$130 fee specified in 37 C.F.R.

§ 1.17(h). The Commissioner is authorized to charge any deficiency or credit any excess in this fee to Deposit Account No. 04-0100.

Respectfully submitted,

Dated: September 9, 2003

  
Joseph R. Robinson / LOUIS DEL JACONE  
Reg. No. 33,448 / 47,522  
Attorney/Agent for Applicants

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Docket No. 09868/000M893-US0